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### REMARKS

Applicant respectfully requests reconsideration of this application as amended. No claims have been amended or added. Claims 5, 8-9, 13-19, and 21-28 were previously cancelled without prejudice. Therefore, claims 1-4, 6-7, 10-12 and 20 are presented for examination.

#### 35 U.S.C. § 112 Rejection

Claim 3 is rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the enablement requirement.

Claim 3 is rejected under 35 U.S.C. 112, second paragraph, as failing to set forth subject matter which applicant regards as their invention.

#### 35 U.S.C. § 103 Rejection

Claims 1-2, 4, 6, 10-12 and 20 stand rejected under 35 U.S.C. §103(a) as being obvious over Huang, et al., U.S. Patent No. 6,571,245 ("Huang") in view of Margolus, et al., U.S. Patent Publication No. 2004/0143743 ("Margolus").

As an initial matter, Applicants are grateful to the Examiner for withdrawing the premature final rejection. However, Applicants regretfully, though respectfully, submit that once again the Examiner has failed to provide proper support for the outstanding rejections. For example, the Examiner refers to Paragraphs 6 and 7 of the Background section of Margolus to find support for "prior to synchronizing the client files with the server files, matching client file contents from the client message digests with server file contents from the server message digests to determine whether the client files and the server files are to be synchronized" of claim 1. Paragraphs 6 and 7 of Margolus refer to

“fingerprints” and do not teach or suggest or make obvious at least this feature of claim 1. Applicants maintain their last arguments and refer the Examiner back to the last Response filed (mailed, Nov. 21, 2006) by the Applicants for support for their arguments.

Once again, Applicants respectfully request the Examiner to either provide proper support for the outstanding rejections or allow the pending claims.

Claim 7 stands rejected under 35 U.S.C. §103(a) as being obvious over Huang in view of Margolus and further in view of Chan, et al., U.S. Patent No. 6,478,538 (“Chan”) or alternatively in further view of Bolosky, U.S. Patent Publication 2002/0194484 (“Bolosky”)

Claim 7 depends from claim 1 and thus includes all the limitations of claim 1. Accordingly, Applicants respectfully request the Examiner to withdraw the rejection of claim 7.

#### **Conclusion**

In light of the foregoing, reconsideration and allowance of the claims is hereby earnestly requested.

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The Examiner is requested to call the undersigned at (303) 740-1980 if there remains any issue with allowance of the case.

**Request for an Extension of Time**

Applicant respectfully petitions for an extension of time to respond to the outstanding Office Action pursuant to 37 C.F.R. § 1.136(a) should one be necessary. Please charge our Deposit Account No. 02-2666 to cover the necessary fee under 37 C.F.R. § 1.17(a) for such an extension.

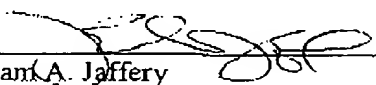
**Charge our Deposit Account**

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: March 5, 2007

  
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